

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DIRECTV, Inc.,

Plaintiff,

- against -

5:03-CV-1126

LAWRENCE EMMONS SR., RODNEY LUNDRIGAN,
JAMES MOLINARO, ROBERT VALENTINO, and TOM
WILKINSON,

Defendants.

APPEARANCES:

OF COUNSEL:

FOR THE PLAINTIFF:

GARVEY, SCHUBERT LAW FIRM
599 Broadway
8th Floor
New York, NY 10012-3235

MARIO AIETA, ESQ.
DANIEL JACOBSON, ESQ.

FOR DEFENDANT VALENTINO:

BLOOM, COLE LAW FIRM
6 North Pearl Street
Buffalo, NY 14202

STEPHANIE A. COLE, ESQ.

FOR DEFENDANT LUNDRIGAN:

[NONE]

NORMAN A. MORDUE, DISTRICT JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge David E. Peebles, duly filed on the 13th day of April, 2005. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by

the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections having been submitted thereto, it is

ORDERED, that:

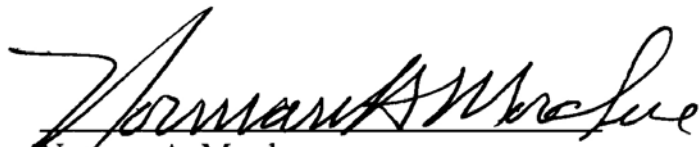
1. The Report-Recommendation is hereby approved.

2. The Clerk of the Court shall enter judgment against defendant Lundrigan dismissing the third count of plaintiff's complaint, and awarding the plaintiff statutory damages in the amount of \$6,080, together with an additional sum in the amount of \$813.88 in costs and attorneys' fees, for a total award of \$6,893.88, and that the plaintiff have judgment therefor.

3. The Clerk of the Court shall serve a copy of this Order upon counsel for plaintiff and defendant Valentino via electronic means, and upon defendant Rodney Lundrigan by mail, utilizing the address set forth in Dkt. No. 5.

IT IS SO ORDERED.

Dated: May 5, 2005
Syracuse, New York


Norman A. Mordue
U.S. District Judge